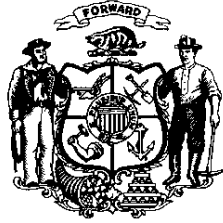


THE STATE OF WISCONSIN

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JOINT COMMITTEE ON FINANCE

Minutes of the Regular Meeting Under s.13.10

July 12, 2000

Co-chair Gard presided and called the meeting to order at 9:30 a.m.

Present: Senators Burke, Decker, Jauch, Moore, Shibilski, Plache, Cowles, Darling
Representatives Gard, Porter, Kaufert, Albers, Duff, Ward, Huber, Riley
Absent: None

Secretary's Note: For some of the items the Speaker of the Assembly designated Representative Rhoades to take the place of Representative Albers. These are noted.

I. Department of Administration

Moved by Senator Burke and seconded by Representative Gard to provide a supplement in fiscal year 2000-01 of \$12,762,200 SEG from the Committee's s. 20.865(4)(u) appropriation [from the utility public benefits fund] to the Department's s. 20.505(10)(q) appropriation to support the implementation and administration of statewide public benefits programs. Provide that \$10,100,000 SEG of the total amount provided be placed in unallotted reserve subject to release by the Committee under a 14-day passive review process, upon the receipt from the Department of Administration of: (a) more definitive cost projections for the level of funding needed for contractual services expenditures for the energy conservation and efficiency-related public benefits program; and (b) the preliminary evaluation of the initial Wisconsin Focus on Energy pilot program (and the final evaluation for any request for funding release received by the Committee after September 30, 2000). Provide that \$2,662,200 SEG of the total amount provided be available for immediate expenditure, but that \$2,208,700 SEG of that amount be designated as base-building funding and \$453,500 SEG of that amount be designated as one-time funding. In addition, authorize 5.0 SEG positions under the s. 20.505(10)(q) appropriation.

Ayes, 16; Noes, 0

II. Department of Administration

Moved by Senator Burke and seconded by Representative Gard to release \$100,000 GPR from the reserved portion of the Joint Committee on Finance's appropriation under s.20.865(4)(a) to the Department of Administration's appropriation under s.20.505(1)(fo) to fund a federal acquisition support grant in 2000-01.

Ayes, 15; Noes, 1 [Jauch]

III. Department of Administration

Moved by Senator Burke and seconded by Representative Gard to approve the summaries and schedules prepared by the Department of Administration and the Legislative Fiscal Bureau reflecting decisions of the 1999 legislative session and to forward these to the Revisor of Statutes for inclusion in the next edition of the Wisconsin Statutes.

Ayes, 16; Noes, 0

IV. Public Service Commission

Moved by Representative Duff and seconded by Representative Gard to release \$5,900,000 SEG in 2000-01 from the reserved portion of the Committee's segregated appropriation under s.20.865(4)(u) for funding of the thirteen programs identified in the Public Service Commission's budget submittal.

Ayes, 8; Noes, 8 [Burke, Decker, Jauch, Moore, Shibilski, Plache, Huber, Riley]

Moved by Senator Burke and seconded by Senator Jauch to release \$6,900,000 SEG from the reserved portion of the Joint Committee on Finance's segregated appropriation under s.20.865(4)(u) to the Universal Service Fund programs appropriation under s.20.155(1)(q) in fiscal year 2000-01.

Ayes, 9; Noes, 7 [Cowles, Darling, Gard, Porter, Albers, Duff, Ward]

V. Department of Military Affairs

Moved by Senator Burke and seconded by Representative Gard to transfer \$110,000 GPR from fiscal year 1999-00 to fiscal year 2000-01 in the Division of Emergency Management's general program operations appropriation [s.20.465(3)(a)] and place these funds in unallotted reserve for release upon the

approval of the Department of Administration to offset potential worker's compensation costs, associated with the injury of an emergency management volunteer, that are to be paid by the Department of Military Affairs. Specify that these funds are provided as one-time funding. In addition, provide a supplement of \$105,300 GPR in 2000-01 from the reserved portion of the Committee's GPR appropriation under s.20.865(4)(a) to the Division of Emergency Management appropriation under s.20.465(3)(a). Place these funds also in unallotted reserve for release upon the approval of the Department of Administration to offset potential worker's compensation costs, associated with the injury of an emergency management volunteer, that are to be paid by the Department of Military Affairs. Specify that these funds are provided as one-time funding.

Ayes, 16; Noes, 0

Secretary's Note: The \$105,300 GPR supplement for 2000-01 comes from available balances in funding reserved for Department of Corrections contract beds in 1999-00.

VI. State Elections Board

Moved by Senator Burke and seconded by Representative Gard to defer action on the Board's request for supplemental funding of software conversion and electronic filing system development costs. Direct the Board to return to the Committee under s.13.10 when it has been determined what exact amount is required to meet existing contractor obligations, with the understanding that no funds would be provided for any contractor work performed after July 12, 2000. Provide one-time supplemental funding of \$35,000 GPR from the unreserved portion of the Committee's appropriation [s.20.865(4)(a)] to the appropriation under s. 20.510(1)(a) in fiscal year 2000-01 and direct the Board to use these funds to contract with an IT consultant for development of an IT plan for the project. Specify that the plan include an identification the Board's immediate IT needs under the project, cost estimates for project completion, and performance benchmarks to be met by a software contractor. Require that the Department of Administration (DOA) designate a staff person to oversee the selection and work of this consultant and provide that no funds may be released for this consultant without the approval of DOA. Direct that the consultant's report be provided to DOA and the Joint Committee on Finance no later than November 15, 2000.

Ayes, 16; Noes, 0

VII. University of Wisconsin System

Moved by Senator Burke and seconded by Representative Gard to transfer \$935,900 GPR of fringe benefits funding from the University's s.20.285(1)(a) appropriation for general program operations to the s.20.285(1)(c) appropriation in fiscal year 1999-00 for energy costs.

Ayes, 16; Noes, 0

VIII. Department of Health and Family Services

Moved by Representative Porter and seconded by Representative Gard to approve funding and additional staffing for the Mental Health Institutes (MHIs), using a recalculation of the GPR/PR funding split for indirect costs at the MHIs which would eliminate any net increase in the use of GPR funds in this biennium, by: (a) transferring \$467,500 GPR to the 2000-01 appropriation for the MHIs to support an additional 17.60 GPR positions; (b) providing \$883,900 PR in 2000-01 for the two MHIs to support the reallocation of 34.15 PR positions from the Centers to the MHIs; and (c) transferring \$182,600 GPR to the 2000-01 appropriation for MA benefits.

Ayes, 6; Noes, 10 [Burke, Decker, Jauch, Moore, Shibilski, Plache, Cowles, Duff, Huber, Riley]

Moved by Senator Decker and seconded by Senator Burke to provide funding and staffing in the MHI units that had seclusion/restraint hours that significantly exceeded the national average for psychiatric hospitals by: (a) transferring \$335,100 GPR to the 2000-01 appropriation for the MHIs to fund an additional 9.70 GPR positions; (b) providing \$634,100 PR in 2000-01 for the two MHIs to support the reallocation of 22.90 PR positions from the Centers to the MHIs; and (c) transferring \$113,300 GPR to the 2000-01 appropriation for MA benefits. In addition approve a funding mechanism for the preceding by transferring: (a) a maximum of \$425,000 GPR from the 1999-00 appropriation for the Wisconsin Resource Center (WRC); (b) a maximum of \$75,000 GPR from the 1999-00 appropriation for secured facilities for sexually violent persons; and (c) a maximum of \$150,000 GPR from the 1999-00 appropriation for the energy costs at the MHIs, Centers and WRC.

Ayes, 8; Noes, 8 [Cowles, Darling, Gard, Porter, Kaufert, Albers, Duff, Ward]

Moved by Representative Gard and seconded by Senator Burke to: (a) provide \$425,900 GPR and 14.0 GPR positions and \$792,700 PR and 27.85 PR positions to the state Mental Health Institutes and increase medical assistance (MA) benefits funding by \$127,500 GPR in 2000-01 to meet new federal requirements relating to the use of seclusion and restraints in psychiatric hospitals; and (b) make funding and position adjustments to the 1999-00 and 2000-01 DHFS Division of Care and Treatment Facilities and MA benefits

appropriations to reflect the Committee's intent to fund one-half of the additional costs of these positions with PR revenues available as a result of estimates of higher PR populations at the state Mental Health Institutes and one-half of the additional costs of these positions with GPR funds budgeted for the Division of Care and Treatment Facilities that would otherwise lapse to the general fund at the end of 1999-00 fiscal year.

Ayes, 16; Noes, 0

Secretary's Note: The funding and position changes approved in this motion are as follows: First, reduce 1999-00 funding under s.20.435(2)(b) by \$212,800 GPR and reduce 1999-00 funding under s.20.435(2)(f) by \$63,900 GPR on a one-time basis. Second, increase 2000-01 funding under s.20.435(2)(a) by \$149,200 GPR and provide 10.29 GPR positions, beginning in 2000-01, and increase 2000-01 funding under s.20.435(2)(gk) by \$1,069,400 PR and provide 31.56 PR positions, beginning in 2000-01, for the state Mental Health Institutes. Third, delete 31.56 PR positions budgeted under s.20.435(2)(gk) for the state Centers for the Developmentally Disabled, beginning in 2000-01. Finally, increase the 2000-01 MA benefits appropriation under s.20.435(4)(b) by \$127,500 GPR and the 2000-01 MA benefits appropriation under s.20.435(4)(o) by \$184,700 FED to reflect estimated increases in MA benefits costs to support the additional positions at the state Mental Health Institutes.

IX. Department of Transportation

Moved by Senator Burke and seconded by Representative Gard to approve the use of \$2,000,000 in general fund supported general obligation bond funds authorized under s.20.866(2)(up) to provide a state match for federal funds earmarked for the rehabilitation of the Milwaukee Amtrack station.

Ayes, 16; Noes, 0

Moved by Representative Gard and seconded by Representative Porter to require the Department of Transportation, prior to expending any bond funds, to ensure that CMC Heartland will be entirely responsible for all costs of the renovation project above \$3,978,500.

Ayes, 16; Noes, 0

X. Department of Revenue

Moved by Senator Burke and seconded by Representative Gard to approve the Department's report on its integrated tax system and release \$5,701,000 GPR and \$1,219,500 PR in 2000-01 from the reserved portion of the Committee's

GPR and PR appropriations as ongoing base funding to continue implementation of the integrated tax system. Further, allocate these funds to the following appropriations:

\$5,701,000 GPR in s.20.566(3)(b)
\$ 800,000 PR in s.20.566(1)(g)
\$ 269,500 PR in s.20.566(1)(gb)
\$ 30,000 PR in s.20.566(1)(gd)
\$ 75,000 PR in s.20.566(1)(gg)
\$ 45,000 PR in s.20.566(1)(ha)

Ayes, 16; Noes, 0

XI. Department of Workforce Development

Moved by Senator Burke and seconded by Representative Gard to approve additional federal expenditure authority for the Department of Workforce Development of \$9,701,800 FED in 1999-00 (\$1,201,800 in s.20.445(3)(mc) and \$8,500,000 in s.20.445(3)(md)) and \$38,394,800 FED in 2000-01 (\$30,477,800 in s.20.445(3)(mc) and \$7,917,000 in s.20.445(3)(md)) to fund increased direct child care subsidies, a local pass-through program and additional indirect child care programs. In addition, place \$19,808,200 FED in unallotted reserve within DWD's appropriation under s.20.445(3)(md) in 2000-01 and specify that this funding can only be used for direct child care subsidies, with the sources of this funding being: (a) \$7,917,000 in CCDBG funds included in the request; (b) \$5,700,000 (\$2,450,000 in 1999-00 and \$3,250,000 in 2000-01) in TANF funds held in unallotted reserve within s.20.445(3)(md); (c) \$3,519,000 in TANF funds from the reserved portion of the Committee's PR appropriation ((s.20.865(4)(m)) for start-up funding for new W-2 agencies; and (d) \$2,672,200 from the unappropriated TANF balance. In addition, direct DWD to promulgate administrative rules regarding how funding under the local pass-through program is to be allocated and used before any federal matching funds can be distributed to local governments after June 30, 2001.

Ayes, 16; Noes, 0

Secretary's Note: This motion is the same as the Governor's request except for the following modifications: (1) A total of \$19,808,200 FED is placed in unallotted reserve within s.20.445(3)(md) in 2000-01 with the restriction that the Department use the funding for child care subsidies; and (2) DWD is directed to promulgate administrative rules for the local pass-through program. The \$19,808,200 amount consists of \$7,917,000 that was included in the Governor's request, \$8,372,200 in TANF funds that have not been allocated for specific purposes and

\$3,519,000 in TANF funds that were allocated for new W-2 agency start-up costs, but which will not be needed for that purpose. Of the \$25,965,700 FED approved for the local pass-through program in 2000-01, \$11,444,800 FED is not to be included in DWD's base budget. The remaining funds approved for 2000-01 are base building.

Moved by Senator Burke and seconded by Senator Decker to direct DWD to allow recipients of CCDBG funds distributed under the local pass-through program to use the funds for any purpose allowed under federal law.

Ayes, 7; Noes, 9 [Moore, Cowles, Darling, Gard, Porter, Kaufert, Rhoades, Duff, Ward]

Secretary's Note: In the absence of Representative Albers, the Speaker of the Assembly designated Representative Rhoades to take her place on the Committee for this agenda item.

XII. Department of Commerce

Moved by Senator Burke and seconded by Senator Decker to provide a supplement of \$128,200 SEG in 2000-01 in the PECFA administration appropriation with 2.0 SEG two-year project attorney positions for review of appeals of PECFA claim decisions.

Ayes, 7; Noes, 8 [Cowles, Darling, Gard, Porter, Kaufert, Albers, Duff, Ward]; Absent, 1 [Moore]

Moved by Senator Burke and seconded by Representative Gard to provide a supplement of \$53,900 SEG in 2000-01 in the PECFA administration appropriation [s.20.143(3)(w)) and authorize 1.0 SEG two-year project attorney position, funded from this appropriation, for review of appeals of PECFA claim decisions.

Ayes, 16; Noes, 0

XIII. Wisconsin Housing and Economic Development Authority

Moved by Senator Moore and seconded by Representative Ward to provide additional loan guarantee authority of \$4,370,000 to increase the total outstanding guaranteed principal amount of loans that WHEDA may guarantee by funds from the WDRF for the small business development loan guarantee program from \$9,900,000 to \$14,270,000.

Ayes, 15; Noes, 1 [Duff]

XIV. Department of Natural Resources

Moved by Representative Gard and seconded by Representative Porter to delete \$469,000 in fish and wildlife SEG and 4.5 SEG positions in 2000-01 from the Division of Administration and Technology (\$319,600 and 3.5 positions), Land Program Management (\$69,100 and 0.5 positions), Water Program Management (\$42,700 and 0.5 positions), Enforcement and Science Program Management (\$19,500) and CAER Program Management (\$18,100). In addition, provide \$413,500 in fish and wildlife SEG in 2000-01 for the following purposes: (a) \$337,800 on a one-time basis to reimburse issuing agents \$0.50 per transaction for issuing free special zone T permits; (b) \$75,700 on a one-time basis for increased reimbursement for deer registration stations.

Moved by Senator Shibilski and seconded by Senator Decker to delete \$469,000 in fish and wildlife SEG and 4.5 SEG positions in 2000-01 from among the Division of Administration and Technology, Land Program Management, Water Program Management, Enforcement and Science Program Management and CAER Program Management. In addition, provide \$469,000 in fish and wildlife SEG in 2000-01 for additional fish stocking and habitat improvement projects. Further, provide \$413,500 in wildlife damage SEG in 2000-01 for the following purposes: (a) \$337,800 on a one-time basis to reimburse issuing agents \$0.50 per transaction for issuing free special zone T permits; (b) \$75,700 on a one-time basis for increased reimbursement for deer registration stations.

The vote on the second motion was:

Ayes, 8; Noes, 8 [Cowles, Darling, Gard, Porter, Kaufert, Rhoades, Duff, Ward]

Representative Gard, at the suggestion of Senator Moore, agreed to amend his original motion to be as follows: delete \$469,000 in fish and wildlife SEG and 4.5 SEG positions in 2000-01 from among the Division of Administration and Technology, Land Program Management, Water Program Management, Enforcement and Science Program Management and CAER Program Management. In addition, provide \$413,500 in fish and wildlife SEG in 2000-01 for the following purposes: (a) \$337,800 on a one-time basis to reimburse issuing agents \$0.50 per transaction for issuing free special zone T permits; (b) \$75,700 on a one-time basis for increased reimbursement for deer registration stations.

The vote on this restated motion was:

Ayes, 10; Noes, 6 [Burke, Decker, Jauch, Shibilski, Plache, Huber]

Secretary's Note: In the absence of Representative Albers, the Speaker of the Assembly designated Representative Rhoades to take her place on the Committee for this agenda item.

XV-A. Department of Natural Resources

Moved by Senator Burke and seconded by Representative Gard to allow DNR to expend up to \$292,500 from the Warren Knowles-Gaylord Nelson Stewardship Program (\$195,000 from the habitat areas component and \$97,500 from the natural areas component) for a grant to the Nature Conservancy for the acquisition of 1,043.58 acres of land for the Caroline Lakes Preserve in Ashland County.

Moved by Representative Albers and seconded by Representative Gard to require that DNR may award a grant to the Nature Conservancy only if the Conservancy agrees to maintain the current level of public access to a boat landing on Caroline Lake.

The vote on the second motion was:

Ayes, 6; Noes, 10 (Burke, Decker, Jauch, Moore, Shibilski, Plache, Cowles, Darling, Huber, Riley)

The vote on the first motion was:

Ayes, 14; Noes, 2 [Albers, Duff]

XV-B. Department of Natural Resources

Moved by Senator Burke and seconded by Representative Gard to allow DNR to expend \$650,000 from the land acquisition subprogram of the Warren Knowles-Gaylord Nelson Stewardship 2000 Program for the purchase of 197.69 acres of land from Porter Sibs Enterprises, LLC, for the Anthony Branch Creek Streambank Protection Area in Dane County.

Ayes, 16; Noes, 0

XV-C. Department of Natural Resources

Moved by Senator Cowles and seconded by Senator Burke to allow DNR to expend up to \$768,500 from the natural areas component of the original stewardship program and the land acquisition subprogram of the reauthorized

stewardship program for a grant to the Door County Land Trust for acquisition of 183.5 acres of land for the Carlsville Bluff Project in Door County.

Ayes, 13; Noes, 3 [Decker, Albers, Duff]

XV-D. Department of Natural Resources

Moved by Senator Burke and seconded by Representative Gard to allow DNR to expend \$360,000 from the habitat areas component of the Warren Knowles-Gaylord Nelson Stewardship Program to purchase 197 acres of land from Lawrence Hull for the Glacial Habitat Restoration Area in Fond du Lac County.

Ayes, 16; Noes, 0

XV-E. Department of Natural Resources

Moved by Senator Burke and seconded by Representative Gard to allow DNR to expend up to \$763,700 from the land acquisition subprogram of the Warren Knowles-Gaylord Nelson Stewardship 2000 Program to purchase 126.86 acres of land from Windway Capital Corporation for the Onion River Streambank Protection Area in Sheboygan County.

Ayes, 16; Noes, 0

XV-F. Department of Natural Resources

Moved by Senator Burke and seconded by Representative Gard to allow DNR to expend \$934,500 from the Warren Knowles-Gaylord Nelson Stewardship 2000 Program to purchase 1,728 acres of land from VanderVeen Farms, Inc., for the Turtle Valley Wildlife Area in Walworth County.

Ayes, 15; Noes, 1 [Albers]XVI. Department of Justice

Moved by Senator Burke and seconded by Representative Gard to provide a supplement of \$226,700 SEG in 2000-01 (for lottery law enforcement) to the appropriation under s.20.455(2)(r) from the Joint Committee on Finance's supplemental appropriation under s.20.865(4)(u) (lottery fund). In addition, convert 2.75 GPR positions funded under s.20.455(2)(fm) for lottery law enforcement to SEG positions funded under s.20.455(2)(r) in 2000-01.

Ayes, 16; Noes, 0

XVII. Department of Corrections

Moved by Senator Burke and seconded by Representative Gard to provide a supplement of \$2,677,900 GPR in 1999-00 for a salary deficit in the Department of Corrections, funded as follows: (a) \$2,262,300 GPR in 1999-00 from the funds reserved in the Committee's appropriation under s.20.865(4)(a) for contract beds to the Department's general program operations appropriation (s.20.410(1)(a); and (b) \$415,600 GPR from the funds reserved in the Committee's appropriation under s.20.865(4)(a) for contract beds to the Department's community corrections appropriation (s.20.410(1)(b)).

Ayes, 16; Noes, 0

XVIII. Department of Corrections

Moved by Senator Burke and seconded by Representative Gard to provide a supplement of \$1,231,600 GPR in 1999-00 to the Department's general program operations appropriation (s.20.410(1)(a)) to fund a deficit in health care supplies and services. Funding for the supplement would be from funds reserved in the Committee's appropriation (s.20.865(4)(a)) for inmate work centers.

Ayes, 16; Noes, 0

XIX. Department of Corrections

Moved by Representative Kaufert and seconded by Representative Gard to transfer \$331,100 GPR in 1999-00 from the pharmacological treatment for certain child sex offenders appropriation (s.20.410(1)(bm)) to the Committee's appropriation (s.20.865(4)(a)) for possible release to the Department of Corrections in the event that federal grant funding for development of the sex offender registry web site is not approved. Specify that if federal funding is not approved, funding may be released by certification of the Co-chairs of the Committee upon receipt of a letter from the Department indicating that the grant was not approved.

Ayes, 16; Noes, 0

XX. Department of Corrections

Moved by Senator Moore and seconded by Representative Kaufert to: (a) release \$1,100,000 GPR in 2000-01 from funds in the Joint Committee on Finance's GPR appropriation under s.20.865(4)(a) reserved for community corrections funding to the Department's purchased services for offenders appropriation (s.20.410(1)(d)); (b) transfer \$1,100,000 GPR from the 2000-01

services for community corrections appropriation (s.20.410(1)(b)) associated with the probation and parole hold/alcohol and other drug abuse correctional facility to the 2000-01 purchased services appropriation (s.20.410(1)(d)) to serve as the required match for release of the funds; (c) transfer \$150,000 GPR from the 1999-00 pharmacological treatment of certain child sex offenders appropriation (s.20.410(1)(bm)) to the 2000-01 purchased services for offenders appropriation (s.20.410(1)(d)) for Operation Fresh Start; and (d) transfer \$162,000 GPR from the 2000-01 services for community corrections appropriation (s.20.410(1)(b)) associated with the probation and parole hold/alcohol and other drug abuse facility to the 2000-01 purchased services appropriation (s.20.410(1)(d)) to provide additional halfway house beds. In addition, provide a supplement of \$510,200 GPR to the 2000-01 purchased services for offenders appropriation (s.20.410(1)(d)) in for alcohol and other drug abuse programming for community corrections offenders funded from the following sources: (a) \$68,000 GPR from funds reserved in the Committee's appropriation (s.20.865(4)(a)) for inmate work centers in 1999-00; (b) \$172,400 GPR from the 1999-00 pharmacological treatment of certain child sex offenders appropriation (s.20.410(1)(bm)); and (c) \$269,800 GPR from funds reserved in the Committee's appropriation (s.20.865(4)(a)) for contract beds in 1999-00.

Ayes, 16; Noes, 0

The presiding co-chair made a unanimous consent request to receive the following report: Department of Administration Position Report required under s.16.50 on the number of federally-funded positions approved during the January 1 to March 31, 2000 quarter. Without objection, it was so ordered.

Daniel Caucutt, Secretary

Date: _____

John Gard, Co-Chair

Date: _____

Tommy G. Thompson, Governor

Date: _____